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Committee on Technical Barriers to Trade

Original: English

**BRAZIL — TOY CERTIFICATION; ORDINANCE NO. 89, NO. 310  
AND DRAFT ADMINISTRATIVE RULE NO. 321**

STATEMENT BY THE EUROPEAN UNION TO THE COMMITTEE ON TECHNICAL BARRIERS TO TRADE  
21 AND 22 MARCH 2018

The following communication, dated 16 April 2018, is being circulated at the request of the delegation of the European Union.

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1. The European Union thanks Brazil for the readiness to discuss this issue bilaterally. However, the EU reiterates its concerns about INMETRO's Ordinance No. 563 of 29 December 2016.
  2. The EU remains concerned, in particular, about: the registration requirement as such; the narrow definition of "family of product"; and the testing requirements concerning the migration of certain dangerous chemical elements that are made applicable also to inaccessible components for which there is no risk of migration.
  3. In this regard, the EU remarks made in the previous meeting of the Committee remain valid. We refer to the minutes of the last meeting.
  4. During the last meeting of the Committee, the representative of Brazil informed Members that INMETRO created a working group to deal with issues relating to the registration system introduced by Ordinance 563.
  5. The EU kindly asks Brazil to provide an update on the activities of this working group, with particular regard to the scope, objective, timeline and expected outcome of its work. We understand that the work of this working group will lead to a revision of Ordinance 563?
  6. We would also appreciate if Brazil could clarify whether and to what extent the concerns expressed by the EU are being addressed in the activities of this working group.
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